

Application number: 09/376381

Art Unit: 3628

Applicant: Khai Hee Kwan

Examiner: Debra F Charles.

Title: Method, apparatus and program for pricing, transferring, buying, selling and exercising of freight cargo options on the World Wide Web.

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Status of Claims as per Action Letter mailed 10 Nov 2003

- 5 1. Claims 29,30,31,32,38,49,50,51,52,53 and 55 are rejected under 35 USC 103(a) as being unpatentable over Hunt (US 5724524), Chou (US 6035289) and Tozzoli (US 6151588)..

10 Claim 54 is rejected under 35 USC 103(a) as being unpatentable over Hunt (US 5724524)

Claim 56 and 57 are rejected under 35 USC 103(a) as being unpatentable over Hunt (US 5724524) and Chou (US 6035289).

15 ALL rejected claims are also question under non-functionality requirements.

ALL rejections are respectfully traversed with the following reasoning as detailed below.

- 20 2. Claims 33-37,39-46 and 48 are allowed.

Amendments to Claims as per this response.

25 We respectfully ask the examiner to amend Claims 29,38,49,56 as per mark up in Appendix 1

Applicant Response.

30 The examiner has provided us with evidence from Hunt et al (US 5724524) as the pertinent art and in view of Chou et al (US 6035289) and Tozzoli et al (US 6151588) to show obviousness for all rejected claims.

Brief Description of the prior arts.

35 In Hunt, this invention deals mainly in listing and brokering a commodity and its financial derivatives. In Hunt, a derivative is defined as a financial instrument whose value is based on the perceived future collective value of a broadbasket of primary instruments. For example, a derivative could be based on the value of all carrier space travelling by air for a ninety period ended on a particular date some time in the future (ie  
40 90, 120, 180 days forward) ( Col 5 lines 29-36). As noted, Hunt has explicitly given special meaning to his derivative. The characteristics of the derivatives comprise: a common descriptive link between varied commodity types; a contract that runs from the purchase date for the commodity; and a contract price. (Abstract).